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7 UNITED STATES DISTRICT COURT
8 CENTRAL DISTRICT OF CALIFORNIA
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10 STEVEN JON SMITH,) Case No. CV 15-2809-JFW (JPR)
11)
12) Petitioner,)
13) ORDER ACCEPTING FINDINGS AND
14) RECOMMENDATIONS OF U.S.
15) MAGISTRATE JUDGE
16)
17) v.)
18)
19) WARDEN,)
20)
21) Respondent.)
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15 Pursuant to 28 U.S.C. § 636, the Court has reviewed the
16 Petition, the records and files of this case, and the Report and
17 Recommendation of U.S. Magistrate Judge. On February 22, 2016,
18 Petitioner filed objections to the R&R, in which he simply
19 repeats arguments from his opposition to Respondent's motion to
20 dismiss. The Court has considered and rejected those objections.

21 Accordingly, having made a de novo determination of those
22 portions of the R&R to which Petitioner objected, the Court
23 accepts the Magistrate Judge's recommendation that the Petition
24 be denied as untimely. IT THEREFORE IS ORDERED that Respondent's
25 motion to dismiss is GRANTED and Judgment be entered denying the
26 Petition and dismissing this action with prejudice.

27 DATED: March 10, 2016

28 
JOHN F. WALTER
U.S. DISTRICT JUDGE